

Cause No. 04-580-32

THE STATE OF TEXAS

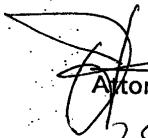
VS.

Escamilla, Elmer

IN THE COUNTY CRIMINAL COURT
#10 OF
DALLAS COUNTY, TEXAS

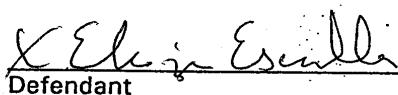
WAIVER OF JURY

Comes now the Defendant with the consent and approval of Defendant's attorney, if any, and does in person, in writing and in open court, waive the right to trial by jury and request the Judge to consent to and approve this waiver.



Attorney for Defendant

24031569
Bar Card Number



X Elmer Escamilla

Defendant

TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

Comes now the undersigned attorney for the State and consents to and approves the Defendant's waiver of jury.



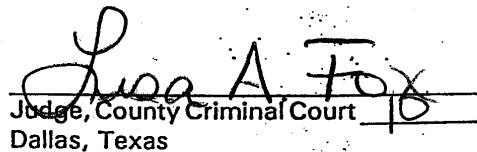
Deppke
Assistant District Attorney

Dallas County, Texas

24046154
Bar Card Number

Comes now the Judge and hereby consents to and approves the Defendant's waiver of jury in this cause.

Signed and entered this 4 day of JAN 199 2005



Lisa A. Fox
Judge, County Criminal Court 10
Dallas, Texas

COUNTY CRIMINAL COURT 10133 North Industrial
Dallas, Texas 75207
(214) 653-CAUSE NO. M MA0405559 MA0458029
MA0405601 MA0458032
MA0458028 MA0458033

TODAY'S DATE

9/17/04

STATE OF TEXAS VS.

Escamilla, Eileen
Defendant

TO THE HONORABLE JUDGE OF SAID COURT:

On the above date, the captioned cause being set on the docket of this Court, comes now the undersigned counsel for Defendant and requests a continuance of this cause to the following date for the following purpose:

RESET DATE: 9/28/04 TIME: 9:00
Tai/Chair

Announcement (Defense has received a recommendation from the State)
 Announcement (State contact Complaining Witness/Investigate Restitution) DA initial _____
 Announcement : _____ need to file SR-22 _____ filed and awaiting clearance letter
 Plea of Guilty (Agreed)
 Plea of Guilty / Open to Punishment with witnesses? _____ yes _____ no
 Revocation Hearing (Agreed) Signature of Court PO _____
 Probation Violations Signature of Court PO _____
 Contested Revocation Hearing Signature of Court PO _____
 Jury Trial
 Trial Before the Court
 Motion to Suppress
 Motion to Quash
 Pre-Trial Hearing, please specify _____
 Dismissal: Reason _____ DA initial _____
 Restitution on checks _____
 Felony pending - felony cause no. _____
 Arraignment (**Defendant must be present**)
 Other, specify _____



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

Counsel for Defense or Pro Se

James Millan

Please print name of Counsel

 Defendant in courtPhone (972) 899-4466Bar # 24031569Recommendation by State or
Probation officer:

Defendant to
Hire Attorney

Defendant

TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE



08/08/04 1136 DALLAS POLICE DEPARTMENT

** WARRANT OF ARREST AND DETENTION **
DALLAS COUNTY, TEXAS MA0458032 L E#: 0605818N
WARRANT NUMBER #1 04-036547 0458055

ESCAMILLA ELIEZAR *Julie*

***** ASSAULT DV *****
IN THE NAME OF THE STATE OF TEXAS TO ANY SHERIFF OR OTHER PEACE OFFICER
OF THE STATE OF TEXAS --- GREETINGS:
YOU ARE HEREBY COMMANDED TO TAKE THE BODY OF:

ESCAMILLA,ELIEZAR,

HEREINAFTER CALLED THE ACCUSED, AND HIM SAFELY KEEP SO THAT HE MAY BE
DEALT WITH ACCORDING TO LAW, AND TO HOLD THE ACCUSED TO ANSWER TO THE
STATE OF TEXAS FOR AN OFFENSE AGAINST THE LAWS OF THE SAID STATE, NAMELY

ASSAULT/FV MA 22.01 0606113N

OF WHICH MISDEMEANOR OFFENSE HE IS ACCUSED BY WRITTEN COMPLAINT, MADE
UNDER OATH THAT HAS BEEN PRESENTED TO ME AND THAT IS BY THIS REFERENCE
INCORPORATED HEREIN FOR ALL PURPOSES.

WITNESS MY SIGNATURE THIS 08 DAY OF AUGUST 2004

John MAGISTRATE

ADMINISTRATIVE DATA

STATE OF TEXAS VS: ESCAMILLA,ELIEZAR, ARREST STATUS:
RACE: L SEX: M DOB: 05/06/73 HT: 508 WT: 175 HAIR COLOR: BLACK
EYE COLOR: BROWN RESIDENCE ADDRESS: 00623 S COCKRELLHILLRD
CITY: DALLAS STATE: TX ZIP CODE: 75211
BUSINESS ADD/NAME: *Natalio*
COMPLAINANT: ESCAMILLA, JULIE DATE OF OFFENSE: 08/08/04
ARREST WARRANT ISSUED TO: DPD/DSO DRIVERS LIC: 00082958

FEES

ARREST-----	\$4.00
COMMITMENT-----	\$2.00
RELEASE-----	\$2.00
APPROVE BOND-----	\$6.00
MILEAGE-----	\$
OTHER-----	\$

TOTAL-----\$

8
CAME TO HAND THE 8 DAY OF August, A.D. 2004, AND EXECUTED
THE 8 DAY OF August, A.D. 2004, BY ARRESTING AND DETAINING
ABOVE NAMED AND ACCUSED AND Placed in Jew Storrett Jail

BY: *H. Samuels 8588*

65:2 ND-8

TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

08/08/04 1136 DALLAS POLICE DEPARTMENT

** WARRANT OF ARREST AND DETENTION **
DALLAS COUNTY, TEXAS
WARRANT NUMBER M04-58032 *5/6* SERVICE#: 0605818N
ARREST#: 04-036549

IN THE NAME OF THE STATE OF TEXAS TO ANY SHERIFF OR OTHER PEACE OFFICER
OF THE STATE OF TEXAS --- GREETINGS:

YOU ARE HEREBY COMMANDED TO TAKE THE BODY OF:

ESCAMILLA, ELIEZAR,

HEREINAFTER CALLED THE ACCUSED, AND HIM SAFELY KEEP SO THAT HE MAY BE
DEALT WITH ACCORDING TO LAW, AND TO HOLD THE ACCUSED TO ANSWER TO THE
STATE OF TEXAS FOR AN OFFENSE AGAINST THE LAWS OF THE SAID STATE, NAMELY

ASSAULT/FV MA 22.01 0606113N

OF WHICH MISDEMEANOR OFFENSE HE IS ACCUSED BY WRITTEN COMPLAINT, MADE
UNDER OATH THAT HAS BEEN PRESENTED TO ME AND THAT IS BY THIS REFERENCE
INCORPORATED HEREIN FOR ALL PURPOSES.

WITNESS MY SIGNATURE THIS 08 DAY OF AUGUST 2004

[Signature] MAGISTRATE

ADMINISTRATIVE DATA

STATE OF TEXAS VS: ESCAMILLA, ELIEZAR, ARREST STATUS:
RACE: L SEX: M DOB: 05/06/73 HT: 508 WT: 175 HAIR COLOR: BLACK
EYE COLOR: BROWN RESIDENCE ADDRESS: 00623 S COCKRELLHILL RD
CITY: DALLAS STATE: TX ZIP CODE: 75211
BUSINESS ADD/NAME: *Natalio*
COMPLAINANT: ESCAMILLA, *Julie* DATE OF OFFENSE: 08/08/04
ARREST WARRANT ISSUED TO: DPD/DSO DRIVERS LIC: 00082958

FEES
ARREST----- \$4.00
COMMITMENT----- \$2.00
RELEASE----- \$2.00
APPROVE BOND----- \$6.00
MILEAGE----- \$
OTHER----- \$
TOTAL----- \$

RETURN

8 DAY OF August, A.D. 2004 AND EXECUTED
THE 8 DAY OF August, A.D. 2004, BY ARRESTING AND DETAINING.
ABOVE NAMED AND ACCUSED AND Placed in Law Storett Jg.

BY: *JK Smith* 8388

MT

DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
Address 623 S Cockrell Hill Rd, Dallas, Tx LOCATION DSO
FILING AGENCY TXDPD0000 DATE FILED August 12, 2004 COURT 10
COMPLAINANT Escamilla, Natalio MA0458032 VT#: h
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

INFORMATION

In the Name and by the Authority of the State of Texas.

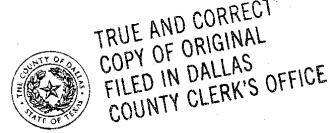
NOW COMES THE CRIMINAL DISTRICT ATTORNEY of Dallas County, State of Texas, and presents
in and to the County Criminal Court 10 of Dallas County, State aforesaid, that one

Escamilla, Eliezar

hereinafter styled Defendant, heretofore, on or about the 8th day of August A.D., 2004
in the County of Dallas and State of Texas, did unlawfully

**then and there intentionally and knowingly and recklessly cause bodily injury to
another, namely: NATALIO ESCAMILLA, hereinafter called complainant, by
biting complainant's arm with defendant's mouth and by scratching complainant's
torso and arm with defendant's fingernail,**

**and further, at the time of the offense, the complainant was a member of the
defendant's family and household,**



against the peace and dignity of the state.

DALLAS COUNTY
CLERK'S OFFICE

2004 AUG 13 AM/ID: 14
BLUE

Criminal District Attorney of Dallas County, Texas

MT

DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
ADDRESS 623 S Cockrell Hill Rd, Dallas, Tx LOCATION DSO
FILING AGENC TXDPD0000 DATE FILED August 12, 2004 COURT 10
COMPLAINANT Escamilla, Natalio MA0458032 L VT#:
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

AFFIDAVIT

In the Name and by the Authority of the State of Texas.

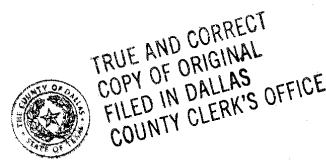
PERSONALLY APPEARED before me the undersigned authority this affiant, who after being by me
duly sworn, deposes and says your Affiant has good reason to believe and does believe that one

Escamilla, Eliezar

hereinafter styled Defendant, heretofore, on or about the 8 th day of August A.D., 2004
in the County of Dallas and State of Texas, did unlawfully

then and there intentionally and knowingly and recklessly cause bodily injury to another, namely:
NATALIO ESCAMILLA, hereinafter called complainant, by biting complainant's arm with
defendant's mouth and by scratching complainant's torso and arm with defendant's fingernail,

and further, at the time of the offense, the complainant was a member of the defendant's family and
household,



Against the peace and dignity of the state.

Sworn to and subscribed before me this the
13th day of Aug A.D., 2004

Marcia W. Alvarado

Assistant Criminal District Attorney of
Dallas County, Texas

}

ATM:msj/SJL

Affiant.

STATE OF TEXAS

IN THE COUNTY CRIMINAL

VS.

COURT NO. 10 OF

Escamilla, Eliezar

DALLAS COUNTY, TEXAS

STATE'S SENTENCE RECOMMENDATION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES THE STATE OF TEXAS, by and through Dallas County Criminal District Attorney BILL HILL, in the above styled and numbered cause and on this the 10th day of Sept., 2008, makes this recommendation of punishment conditioned on the defendant having no criminal record or pending cases other than those listed below. This is not an announcement of readiness for trial.

*No Sentence
No Probation
Assault*

BLH
Assistant District Attorney
State Bar Card No.

RECOMMENDATION:

<input type="checkbox"/> Stay away / No Contact with CW	<input checked="" type="checkbox"/> PLEA OF GUILTY (NO NOLO PLEA)	<input type="checkbox"/> Days as Condition
<input type="checkbox"/> Family Violence	<input type="checkbox"/> Valid Insurance	<input type="checkbox"/> Restitution \$
<input type="checkbox"/> Counseling (B.I.P.P.)	<input type="checkbox"/> Proper License	<input type="checkbox"/> Inform Probation/Parole
<input type="checkbox"/> Domestic Vio. VIP	<input type="checkbox"/> Clearance letter	<input type="checkbox"/> Officer of this Plea
<input checked="" type="checkbox"/> Affirm. Finding FV	<input type="checkbox"/> No Weapons	<input type="checkbox"/> DNA Samples
<input type="checkbox"/> Parenting Classes	<input type="checkbox"/> Forfeit Weapon	<input type="checkbox"/> Register as Sex
<input type="checkbox"/> Anger Counseling	<input type="checkbox"/> West Program	<input type="checkbox"/> Offender
<input type="checkbox"/> Electronic Monitoring	<input type="checkbox"/> Drug Evaluation	<input type="checkbox"/> Faithfully participate
<input type="checkbox"/> V.I.P. (<21 Y.D.D.P.)	<input type="checkbox"/> Urinalysis Testing	in a registered sex offender
<input type="checkbox"/> T.A.I.P. / C.A.T.S.	<input type="checkbox"/> Anti-Theft Program	treatment program
<input type="checkbox"/> Interlock Device	<input type="checkbox"/> Anti-Theft Level II	<input type="checkbox"/> Child support
<input type="checkbox"/> Repeat Offender	<input type="checkbox"/> Life Skills	\$ <input type="checkbox"/> /month
<input type="checkbox"/> Alcohol Evaluation	<input type="checkbox"/> Thinking for a Change	<input checked="" type="checkbox"/> Judge's Cond.
<input type="checkbox"/> No Alcohol	<input type="checkbox"/> G.E.D./ High Sch. Dipl	<input checked="" type="checkbox"/> Waive right to Appeal
<input type="checkbox"/> Psychological Eval	<input type="checkbox"/> TABC Class	<input type="checkbox"/> Other _____

*360 days
+ BELOW*

PRIOR RECORD AND PENDING CASES

CASE/BOND	NAME	TYPE	DF	DISP	
MA0458030		ML	ASSAULT	DV	
MA0458031		ML	ASSAULT	DV	
F-9746550		FL	AA/DW		NAJG
MA0458028		ML	ASSAULT	DV	
MA0458029		ML	ASSAULT	DV	
MA0458032		ML	ASSAULT	DV	
MA0458033		ML	ASSAULT	DV	
F-0454866		FL	INJ	CHILD	
F-0454867		FL	INJ	CHILD	
F-9746730		FL	MURDER		PGJG

y of trial. -- Note: As a condition of this
the Clerk of the Court

TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

PAYMENT INFORMATION SHEET
COUNTY CRIMINAL COURT 10DATE 01/11/05
TIME 02:00 P.M.

ASSESS NO. 001

CASE NO M-0458028 ML

DEFENDANT NAME - ESCAMILLA ELIEZAR
OFFENSE DATE - 08 08 04
OFFENSE TYPE - ASSAULT DV

COST AND FINE ASSESSMENT:

COST	AMT - \$	229.00
FINE	AMT - \$	500.00
TOTAL	AMT - \$	729.00

BALANCE AMT - \$ 729.00

* F&C DUE TO CASHIER ON 2ND FLOOR
 A \$2.00 TRANSACTION FEE WILL BE ADDED FOR EACH PAYMENT MADE.
 ONE TIME PAYMENT -

DUE DATE... 01/11/05 AMOUNT \$ 729.00 FOR COURT COST AND FINE

CYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXASTRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

NO PERSONAL CHECKS - CASH, MONEY ORDER, OR CASHIERS CHECK ONLY
 MAKE PAYABLE TO: CYNTHIA FIGUEROA CALHOUN, COUNTY CLERK
 MAILING ADDRESS: FRANK CROWLEY COURTS BLDG., LEVEL TWO
 ATTENTION: CENTRAL CASHIER
 133 NORTH INDUSTRIAL BLVD LB43
 DALLAS, TEXAS 75207-4318

PHONE NO. 653-2979

COLLECTIONS DEPT.

NIGHT DEPOSIT BOX AVAILABLE

 * THIS IS NOT A RECEIPT AND MUST BE TAKEN TO THE *
 * COUNTY CLERK CENTRAL CASHIER TO MAKE PAYMENT. *

*** IF PAYMENT IS NOT RECEIVED ON OR BEFORE DUE DATE, ***
 *** CLERK WILL ISSUE WARRANT ***

DALLAS COUNTY CRIMINAL COURT 10
DALLAS COUNTY, TEXAS

RECEIVED

MAY 6 2008

CASE NUMBER: 06-240784

DEFENDANT: ASSAULT BY

REDUCED DISGUISE REDUCED TO CLASS "B" ASSAULT

DATE OF COURT

TIME OF COURT

THE STATE OF TEXAS VS.

DET. JESCAMILLA, DALLAS

DUE 14-05-2008

DRAFTED BY TREC

NAME & SIGN: M. DCE. 060610

SENTENCE

APPEAL

SPECIAL CONDITIONS

MVT

\$ 500.00 FINE \$ 379.00 COST

SENTENCE TO BEGIN DUECE

ADDITIONAL CREDIT FOR TIME SERVED

REDUCED TO CLASS "B" ASSAULT, FSC TO COLL.

REMARKS: IN JAIL

DYNTHIA FIGUERIA CALHOUN

COUNTY CLERK

DALLAS COUNTY, TEXAS

E. M. BEERBER, R.

DEPUTY CLERK

RELEASE INFORMATION

REMARKS



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COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

COUNTY CRIMINAL COURT 1

DATE 05/05/08
TIME 10:48 AM

AGREE NO. 01

CASE NO. M-06-02248-01

DEFENDANT NAME: - ESCAMILLA ELIEZER
OFFENSE DATE: - 05/08/04
OFFENSE TYPE: - ASSAULT DV

COST AND FINE AGREEMENT

COST	AMT = \$	229.00
FINE	AMT = \$	500.00
TOTAL	AMT = \$	729.00
BALANCE DUE = \$		729.00

* FEE DUE TO COLLECTIONS - 2ND FLOOR
A 3.25% TRANSACTION FEE WILL BE ADDED FOR EACH PAYMENT MADE.

CYNTHIA FIGUERDA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXAS



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

NO PERSONAL CHECKS - CASH, MONEY ORDER, OR CASHIERS CHECK ONLY
MAKE PAYABLE TO: CYNTHIA FIGUERDA CALHOUN, COUNTY CLERK
MAILING ADDRESS: FRANK CROWLEY COURTHOUSE BLDG., LEVEL TWO
ATTENTION: CENTRAL CASHIER
103 NORTH INDUSTRIAL BLVD 1643
DALLAS, TEXAS 75207-4312

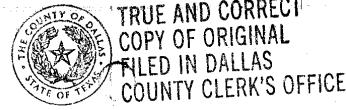
PHONE NO. 214-653-2999

COLLECTIONS DEPT.

NIGHT DEPOSIT BOX AVAILABLE

* THIS IS NOT A RECEIPT AND MUST BE TAKEN TO THE *
* COUNTY CLERK CENTRAL CASHIER TO MAKE PAYMENT. *

*** IF PAYMENT IS NOT RECEIVED ON OR BEFORE DUE DATE, ***
*** CLERK WILL ISSUE WARRANT ***



Cause No. MA0458028-L

The State of Texas
Vs.
ESCAMILLA, ELIEZAR
Term, AD 2005

County Criminal Court #10
Of Dallas County, Texas

JANUARY

Probation Order & Deferral, Reduction to Class "C"

On this 5TH day of JANUARY, 2005, the Defendant having been charged in the above entitled and numbered cause for the misdemeanor offense as charged in the information of: CLASS "C" ASSAULT

This cause being called for trial, both parties announced ready for trial. The said Defendant elected in open court to proceed under Articles 45.54 and 42.11 of the Code of Criminal Procedure, no jury having been demanded, the Defendant waived arraignment and formal reading of the information and pled No Contest to said Charge.

And after considering said plea and arguments of counsel, the Court is of the opinion that said matters substantiate the Defendant's guilt in this cause and defers the further proceedings without entering an adjudication of guilt and hereby placed Defendant on Community Supervision.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Judge that the imposition of sentence is hereby suspended for 0 day/months from this date on the following terms and conditions, to wit:

- (1) Commit no offense against the laws of this or any other state of the United States:
- (2) Pay a fine of \$500.00 and all cost of Court, including any special expense, if required:
Fine Amount Probated Yes No.
- (3) Notify the Court of any change of Address;
- (4) Pay a total of \$ _____ to victim of the offense to compensate the victim for any property damage or medical expense sustained by the victim;
- (5) Other:

Community supervision ends on the _____ day of _____, AD 20_____

Signed and entered this the 5TH day of JANUARY, AD 2005

Lisa A. Fox

Judge

Cause No. 04-510-28

THE STATE OF TEXAS

vs.

Fascimile Gierzal

IN THE COUNTY CRIMINAL COURT
#10 OF
DALLAS COUNTY, TEXAS

WAIVER OF JURY

Comes now the Defendant with the consent and approval of Defendant's attorney, if any, and does in person, in writing and in open court, waive the right to trial by jury and request the Judge to consent to and approve this waiver.

Attorney for Defendant

Bar Card Number

Defendant

Defendant

TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

Comes now the undersigned attorney for the State and **consents to** and approves the Defendant's waiver of jury.

**Assistant District Attorney
Dallas County, Texas**

Bar Card Number

Comes now the Judge and hereby consents to and approves the Defendant's waiver of jury in this cause.

Signed and entered this 4 day of Sm 1992005

Judge, County Criminal Court
Dallas, Texas



CYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXAS

FILED
2004 NOV 16 2004 10:14
M04-05559 M04-58028, M04-58029, M04-58032, M04-58033, M04-58034

COUNTY COURT NUMBER 10
DALLAS COUNTY, TEXAS
BY *[Signature]* DEPUTY

STATE OF TEXAS

vs.

ELIEZAR ESCAMILLA

§ COUNTY COURT NUMBER 10
§ C.U.L. NO. 10
§ DALAS COUNTY, TEXAS
§ BY *[Signature]* DEPUTY
§ DALLAS COUNTY, TEXAS

NOTICE OF FILING OF BUSINESS RECORDS

Defendant, Eliezar Escamilla, hereby gives notice of the filing of Self-Authenticating Business Records and Affidavit with the clerk of said Court. Pursuant to Rule 902 of the Texas Rules of Evidence, the business records are filed, along with supporting affidavit more than 14 days prior to trial. The affidavit was made on October 11, 2004 by Barbara Massington of Parkland Health and Hospital System.

These records are available for inspection and copying, at the opposing party's expense, by arrangement with Defense counsel.

Respectfully submitted,
Law Office of Morales & Millan, P.C.
P.O. Box 190627
Dallas, TX 75219
PH: 972-899-4466
FAX: 214-526-3353
By: *[Signature]*
James E. Millan
State Bar No. 24031569
Attorney for Eliezar Escamilla

CERTIFICATE OF SERVICE

This is to certify that on November 16, 2004, a true and correct copy of the above and foregoing document was served on the District Attorney's Office, Dallas County, 133 N. Industrial, Dallas, TX 75219, by hand delivery.

[Signature]
James E. Millan

NO. M04-580-28

FILED
CYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXAS

THE STATE OF TEXAS

VS.

ESCAMILLA, ELIEZAR

2004 ACT 12 PM 12 08 AL

CO. CRIMINAL COURT NO. 10
COUNTY, TEXAS

DALLAS COUNTY, TEXAS

OCTOBER TERM, 2004

MOTION TO AMEND INFORMATION

Pursuant to Art. 28.10 of the Code of Criminal Procedure, Bill Hill, the Criminal District Attorney of Dallas County, Texas, by and through his Assistant District Attorney, on behalf of the State of Texas, respectfully requests leave to amend the information in this case by changing the following language as set forth below:

By adding: "and by striking complainants head with defendants hand,"

BILL HILL
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

BY: Mary E. Civins
MARY EMMA CIVINS
ASSISTANT DISTRICT ATTORNEY
TEXAS BAR NO. 24041655

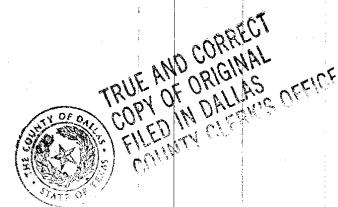
CERTIFICATE OF SERVICE

I certify that a copy of this motion was sent via facsimile to James Millan, attorney for defendant on the 12 day of October 2004.

Mary E. Civins
MARY EMMA CIVINS
ASSISTANT DISTRICT ATTORNEY

ORDER
The foregoing motion is granted on the 12 day of Oct, 2004.

Rosa A. Fox
COUNTY CRIMINAL COURT JUDGE



08/08/04 1136

DALLAS POLICE DEPARTMENT

** WARRANT
DALLAS COUNTY, TEXAS MA0458028 L
WARRANT NUMBER

DETENTION **
ERVICE: 0605818N
REST: 04-0365051
055051

ESCAMILLA ELIEZAR *Julie*

ASSAULT DV

IN THE NAME OF THE STATE OF TEXAS TO ANY SHERIFF OR OTHER PEACE OFFICER
OF THE STATE OF TEXAS --- GREETINGS:

YOU ARE HEREBY COMMANDED TO TAKE THE BODY OF:

ESCAMILLA, ELIEZAR,

HEREINAFTER CALLED THE ACCUSED, AND HIM SAFELY KEEP SO THAT HE MAY BE
DEALT WITH ACCORDING TO LAW, AND TO HOLD THE ACCUSED TO ANSWER TO THE
STATE OF TEXAS FOR AN OFFENSE AGAINST THE LAWS OF THE SAID STATE, NAMELY

ASSAULT/FV

MA 22.01 0605818N

OF WHICH MISDEMEANOR OFFENSE HE IS ACCUSED BY WRITTEN COMPLAINT, MADE
UNDER OATH THAT HAS BEEN PRESENTED TO ME AND THAT IS BY THIS REFERENCE
INCORPORATED HEREIN FOR ALL PURPOSES.

WITNESS MY SIGNATURE THIS 08 DAY OF AUGUST 2004

Julie
MAGISTRATE

ADMINISTRATIVE DATA

STATE OF TEXAS VS: ESCAMILLA, ELIEZAR, ARREST STATUS:
RACE: L SEX: M DOB: 05/06/73 HT: 508 WT: 175 HAIR COLOR: BLACK
EYE COLOR: BROWN RESIDENCE ADDRESS: 00623 S COCKRELLHILLRD
CITY: DALLAS STATE: TX ZIP CODE: 75211

BUSINESS ADD/NAME:

COMPLAINANT: ESCAMILLA, JULIE

DATE OF OFFENSE: 08/08/04

ARREST WARRANT ISSUED TO: DPD/DSO

DRIVERS LIC: 00082958

FEES

ARREST----- \$4.00
COMMITMENT----- \$2.00
RELEASE----- \$1.00
APPROVE BOND----- \$0.00
MILEAGE-----
OTHER-----

TOTAL-----

IN JAIL

RETURN

CAME TO HAND THE 8 DAY OF August , A.D. 2004 , AND EXECUTED
THE 8 DAY OF August , A.D. 2004 , BY ARRESTING AND DETAINING
ABOVE NAMED AND ACCUSED AND Placed in Law Storey Jail

65-271-8-9041

BY: *H. Shanks 8388*



No. 24-581081

STATE OF TEXAS

VS.

Deanna Lee Neary

IN THE COUNTY CRIMINAL

COURT NO. B OF

DALLAS COUNTY, TEXAS

STATE'S SENTENCE RECOMMENDATION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES THE STATE OF TEXAS, by and through Dallas County Criminal District Attorney BILL HILL, in the above styled and numbered cause and on the 14th day of April, 2008, makes this recommendation of punishment conditioned on the defendant having no criminal record or pending cases other than those listed below. This is not an announcement of readiness to trial.

NO PROBATION
No assault

Assistant District Attorney
State Bar Card No.

RECOMMENDATION:

Stay away / No Contact with CW	<input checked="" type="checkbox"/> PLEA OF GUILTY (NO NOLO PLEA)	Days in Confinement
Family violence Counseling (B.I.P.P.)	<input type="checkbox"/> Valid Insurance	Residential
Domestic V.C. VIP	<input type="checkbox"/> Proper License	Home Probation
Adult Finding FV	<input type="checkbox"/> Clearance Letter	Officer of this Court
Parenting Classes	<input type="checkbox"/> No Weapons	DNA Samples
Anger Counseling	<input type="checkbox"/> Forfeited Weapon	Registration Sex Offender
Electronic Monitoring	<input type="checkbox"/> VEST Program	Offender
V.I.P. (21 Y.D.D.R.)	<input type="checkbox"/> Drug Evaluation	To the Court to participate
E.I.A.P. / C.A.I.S.	<input type="checkbox"/> Analysis Testing	in a residential sex offender treatment program
Interlock Device	<input type="checkbox"/> Theft Program	Child support
Repeat Offender	<input type="checkbox"/> M.I. - Theft Level I	\$ _____ monthly
Alcohol Evaluation	<input type="checkbox"/> Life Skills	<input checked="" type="checkbox"/> State's Court
No Alcohol	<input type="checkbox"/> Thinking for a Change	<input checked="" type="checkbox"/> waive Right to Appeal
Psychological Eval	<input type="checkbox"/> G.E.D./High Sch. Dip	Other _____
	<input type="checkbox"/> ABC Class	

PRIOR RECORD AND PENDING CASES

CASE/BOND	NAME	TYPE DF	CT CHARGE
MA0458030		ML	ASSAULT DV
MA0458031		ML	ASSAULT DV
F-9746550		FL	AA/DW
MA0458028		ML	ASSAULT DV
MA0458029		ML	ASSAULT DV
MA0458033		ML	ASSAULT DV
F-0454866		FL	INJ CHILD
F-0454867		FL	INJ CHILD
F-9746730		FL	MURDER

DISP

NAJG

PGJG

ay of trial. - Note: As a condition of trial
by the Clerk of the Court

MT

DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
Address 623 S Cockrell Hill Rd, Dallas, Tx LOCATION DSO _____
FILING AGENCY TXDPD0000 DATE FILED August 12, 2004 COURT 10
COMPLAINANT Escamilla, Julie MA0458028 L VT#:
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

INFORMATION

In the Name and by the Authority of the State of Texas.

NOW COMES THE CRIMINAL DISTRICT ATTORNEY of Dallas County, State of Texas, and presents

in and to the County Criminal Court 10 of Dallas County, State aforesaid, that one

Escamilla, Eliezar

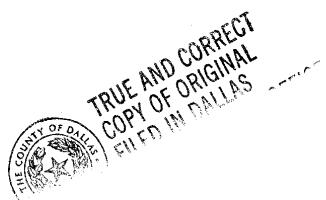
hereinafter styled Defendant, heretofore, on or about the 8 th day of August A.D., 2004

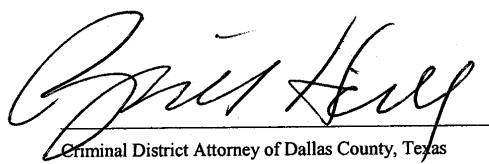
in the County of Dallas and State of Texas, did unlawfully

then and there intentionally and knowingly and recklessly cause bodily injury to another, namely: JULIE ESCAMILLA, hereinafter called complainant, by biting complainant's breast and hand with defendant's mouth and by kicking complainant's torso with defendant's foot, AND BY STRIKING complainant's head with defendant's hand

and further, at the time of the offense, the complainant was a member of the defendant's family and household,

against the peace and dignity of the state.




Criminal District Attorney of Dallas County, Texas

2004 AUG 13 AM 10:14
COURT CLERK
DALLAS COUNTY

BLUE

MT

DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
ADDRESS 623 S.Cockrell Hill Rd, Dallas, Tx LOCATION DSO
FILING AGENC TXDPD0000 DATE FILED August 12, 2004 COURT 10
COMPLAINANT Escamilla, Julie MA0458028 L VT#:
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

AFFIDAVIT

In the Name and by the Authority of the State of Texas.

PERSONALLY APPEARED before me the undersigned authority this affiant, who after being by me
duly sworn, deposes and says your Affiant has good reason to believe and does believe that one

Escamilla, Eliezar

hereinafter styled Defendant, heretofore, on or about the 8 th day of August A.D., 2004
in the County of Dallas and State of Texas, did unlawfully

then and there intentionally and knowingly and recklessly cause bodily injury to another, namely:
JULIE ESCAMILLA, hereinafter called complainant, by biting complainant's breast and hand with
defendant's mouth and by kicking complainant's torso with defendant's foot,

and further, at the time of the offense, the complainant was a member of the defendant's family and
household,



Against the peace and dignity of the state.

Sworn to and subscribed before me this the

13th day of Aug A.D., 2004

Monica A. Alvarado

Assistant Criminal District Attorney of
Dallas County, Texas

PINK

FAG/MAR 5312
Affiant.

CAUSE NO. M-0405601-L

THE STATE OF TEXAS

IN THE

VO.

COUNTY CRIMINAL COURT 10

ELIEZAR ESCAMILLA

DALLAS COUNTY, TEXAS

JUDGMENT ON PLEA OF NOT GUILTY TO THE JUDGE

JUDGE PRESIDING LISA FOX

DATE OF JUDGMENT 01/05/2005

ATTORNEY
FOR STATE JAY BENDER

ATTORNEY
FOR DEFENDANT JAMES MILLAN

OFFENSE ALLEGED ASSAULT

CLASS A

MISDEMEANOR

DATE OFFENSE ALLEGED COMMITTED 08/08/04

CHARGING INSTRUMENT INDICTMENT

PLEA NOT GUILTY

FINDING OF THE COURT NOT GUILTY

ON THIS DAY, SET FORTH ABOVE, THE ABOVE STYLED AND NUMBERED CAUSE WAS CALLED FOR TRIAL. THE STATE OF TEXAS AND DEFENDANT APPEARED BY AND THROUGH THE ABOVE NAMED ATTORNEYS AND ANNOUNCED READY FOR TRIAL. DEFENDANT APPEARED IN PERSON IN OPEN COURT. WHERE DEFENDANT WAS NOT REPRESENTED BY COUNSEL, DEFENDANT KNOWINGLY, INTELLIGENTLY, AND VOLUNTARILY WAIVED THE RIGHT TO REPRESENTATION BY COUNSEL.

HAVING BEEN ADMONISHED OF THE RIGHT TO A JURY TRIAL, THE DEFENDANT WAIVED THE RIGHT TO A JURY TRIAL IN WRITING AND IN OPEN COURT WITH THE CONSENT AND APPROVAL OF THE JUDGE, THE DEFENDANT'S ATTORNEY, IF ANY, AND THE PROSECUTING ATTORNEY NAMED ABOVE. THE CONSENT AND APPROVAL OF THE WAIVER OF JURY TRIAL WAS ENTERED OF RECORD IN THE MINUTES OF THE COURT BEFORE THE DEFENDANT ENTERED THIS PLEA.

EVIDENCE WAS PRESENTED TO THE JUDGE AND HAVING HEARD THE EVIDENCE, THE JUDGE FINDS THAT THE EVIDENCE IS INSUFFICIENT TO SUPPORT THE ALLEGATIONS. THE JUDGE FINDS THE DEFENDANT NOT GUILTY.

IT IS, THEREFORE, ORDERED AND DECREED BY THE JUDGE THAT SAID DEFENDANT BE ADJUDGED NOT GUILTY OF THE OFFENSE AS SHOWN ABOVE. THE JUDGE ORDERS THAT THE DEFENDANT BE AT ONCE DISCHARGED FROM ALL FURTHER LIABILITY UPON THE CHARGE FOR WHICH DEFENDANT WAS TRIED.

SIGNED AND ENTERED THIS 05TH DAY OF JANUARY, 2005

Lisa A Fox
JUDGE, COUNTY CRIMINAL COURT 10
DALLAS COUNTY, TEXAS



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

NOTICE OF DISPOSITION
IN COUNTY CRIMINAL COURT 10
DALLAS COUNTY, TEXAS

SEQ. 0005

CASE NUMBER MA0405601
OFFENSE ASSAULT
REDUCED CHARGE

DATE 010508
TIME 110303

THE STATE OF TEXAS VS.
DEF ESCAMILLA ELIEZAR
BNO 04057536
DISPOSED BY TBCI

RACE W SEX M DOB 050673

SENTENCE

APPEAL

SPECIAL CONDITION

MNT

\$ 0.00 FINE \$ 0.00 COST
ADDITIONAL CREDIT FOR TIME SERVED
TBCI - NOT GUILTY

SENTENCE TO BEGIN

REMARKS

CYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXAS

BY REIBLY J
DEPUTY CLERK

RELEASE INFORMATION
REMARKS DEF IN JAIL, RELEASE DEF
ON THIS CASE



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE